

FORM PTO-1390 (Modified)  
(REV 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

## TRANSMITTAL LETTER TO THE UNITED STATES

20101.002WO

DESIGNATED/ELECTED OFFICE (DO/EO/US)

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

CONCERNING A FILING UNDER 35 U.S.C. 371

10/088795

INTERNATIONAL APPLICATION NO.  
PCT/US00/26285INTERNATIONAL FILING DATE  
22 September 2000 (22.09.2000)PRIORITY DATE CLAIMED  
24 September 1999 (24.09.1999)

## TITLE OF INVENTION

## SYSTEM FOR PAYMENT OF SERVICE FEES

## APPLICANT(S) FOR DO/EO/US

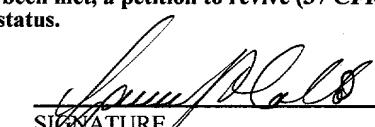
MARTIN, Pamela R.  
THOMPSON, Brian T.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1.  This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2.  This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3.  This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4.  The US has been elected by the expiration of 19 months from the priority date (Article 31).
5.  A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
  - a.  is attached hereto (required only if not communicated by the International Bureau).
  - b.  has been communicated by the International Bureau.
  - c.  is not required, as the application was filed in the United States Receiving Office (RO/US).
6.  An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
  - a.  is attached hereto.
  - b.  has been previously submitted under 35 U.S.C. 154(d)(4).
7.  Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a.  are attached hereto (required only if not communicated by the International Bureau).
  - b.  have been communicated by the International Bureau.
  - c.  have not been made; however, the time limit for making such amendments has NOT expired.
  - d.  have not been made and will not be made.
8.  An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9.  An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10.  An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11.  A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12.  A copy of the International Search Report (PCT/ISA/210).

## Items 13 to 20 below concern document(s) or information included:

13.  An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14.  An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15.  A **FIRST** preliminary amendment.
16.  A **SECOND** or **SUBSEQUENT** preliminary amendment.
17.  A substitute specification.
18.  A change of power of attorney and/or address letter.
19.  A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
20.  A second copy of the published international application under 35 U.S.C. 154(d)(4).
21.  A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
22.  Certificate of Mailing by Express Mail
23.  Other items or information:

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR <b>10/088795</b>	INTERNATIONAL APPLICATION NO. <b>PCT/US00/26285</b>	ATTORNEY'S DOCKET NUMBER <b>20101.002WO</b>			
24. The following fees are submitted:.		<b>CALCULATIONS PTO USE ONLY</b>			
<b>BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5) ) :</b>					
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$1040.00</b>					
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$890.00</b>					
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$740.00</b>					
<input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$710.00</b>					
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b>					
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		<b>\$710.00</b>			
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).		<b>\$0.00</b>			
<b>CLAIMS</b>		<b>NUMBER FILED</b>	<b>NUMBER EXTRA</b>	<b>RATE</b>	
Total claims		20 - 20 =	0	x \$18.00	<b>\$0.00</b>
Independent claims		3 - 3 =	0	x \$84.00	<b>\$0.00</b>
Multiple Dependent Claims (check if applicable).				<input type="checkbox"/>	<b>\$0.00</b>
<b>TOTAL OF ABOVE CALCULATIONS =</b>		<b>\$710.00</b>			
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27). The fees indicated above are reduced by 1/2.		<b>\$355.00</b>			
<b>SUBTOTAL =</b>		<b>\$355.00</b>			
Processing fee of <b>\$130.00</b> for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)).		<input type="checkbox"/> 20	<input type="checkbox"/> 30	+	<b>\$0.00</b>
<b>TOTAL NATIONAL FEE =</b>		<b>\$355.00</b>			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).				<input type="checkbox"/>	<b>\$0.00</b>
<b>TOTAL FEES ENCLOSED =</b>		<b>\$355.00</b>			
				<b>Amount to be: refunded</b>	<b>\$</b>
				<b>charged</b>	<b>\$</b>
<p>a. <input type="checkbox"/> A check in the amount of _____ to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. _____ A duplicate copy of this sheet is enclosed.</p> <p>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.</p>					
<p><b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b></p>					
<p>SEND ALL CORRESPONDENCE TO:</p> <div style="border: 1px solid black; padding: 10px; width: 100%;"> <p>Laurence P. Colton TECHNOPROP COLTON LLC, Cust. No. 022870 PO Box 567685 Atlanta GA 31156-7685</p> <p>Tel: 770.522.9762 Fax: 770.522.9763 Email: technoprop@technoprop.com</p> </div>					
 <b>SIGNATURE</b> <hr/> <p>Laurence P. Colton</p> <hr/> <p>NAME</p> <hr/> <p>33,371</p> <hr/> <p>REGISTRATION NUMBER</p> <hr/> <p>22 March 2002</p> <hr/> <p>DATE</p>					

Patent  
Customer No.: 022870  
Docket No.: 20101.002USA

**UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT OPERATIONS**

Applicant: Martin, Pamela R.

### Art Unit:

Application No.:

Examiner:

Filing Date:

**Title: SYSTEM FOR PAYMENT OF SERVICE FEES**

## **PRELIMINARY AMENDMENT**

Commissioner for Patents  
Box Application - Fee  
Washington DC 20231

22 March 2002

Atlanta GA 31156-7685

Sir:

Prior to examining the above-identified and enclosed patent application, which is the US National Phase of PCT/US00/26285, please amend it as follows.

I certify that I have deposited this document with the United States Postal Service as Express Mail (EL628071604US) with sufficient postage in an envelope addressed to: Commissioner for Patents, Box Application - Fee, Washington DC 20231, this 22nd day of March, 2002.

~~Laurence P. Colton~~

**CLEAN VERSION OF EACH REPLACEMENT CLAIM**  
**With Clear Instructions For Entry**

Replace Claims 1-6 with the following new Claims 1-6:

1. A system for the payment of fees comprising:
  - a. service providers;
  - b. service receivers; and
  - c. a clearinghouse,

wherein, the service providers subscribe with the clearinghouse to provide services to the service receivers, the service receivers subscribe with the clearinghouse to receive services from the service providers, the service receivers select a specific service provider who has subscribed to the clearinghouse to act as a primary service provider for the service receiver, the clearinghouse collects plan fees from the service receivers on a set periodical basis and distributes at least a portion of the plan fees to the selected service provider on a set periodical basis as payment fees, and the service receivers receive services from the selected service provider.

2. The system characterized in Claim 1, wherein the clearinghouse collects the plan fees from the service receivers for a set period of time.
3. The system characterized in Claim 2, wherein the clearinghouse distributes the payment fees to the selected service provider for a set period of time.
4. The system characterized in Claim 3, wherein the selected service provider provides a predetermined type of service to the service receivers.
5. The system characterized in Claim 4, wherein the selected service provider provides a predetermined quantity of services to the service receivers.
6. The system characterized in Claim 1, wherein the service receivers pay a co-payment fee to the selected service provider when the service receivers receive the services from the selected services provider.

Cancel Claim 7 without prejudice.

Replace Claim 8 with the following new Claim 8:

8. The system characterized in Claim 1, wherein if the service receiver is provided services from a service provider who has subscribed to the clearinghouse but who has not been designated as the primary service provider for the service receiver, the service receiver pays to the non-primary service provider a service fee and the non-primary service provider receives a fee from the clearinghouse.

Claim 9 remains unamended.

Replace Claims 10 and 11 with the following new Claims 10 and 11:

10. The system characterized in Claim 5, wherein if the service receiver receives services from the selected service provider in a quantity greater than the predetermined quantity, no fee is paid to the selected service provider by the clearinghouse for any services over the predetermined quantity and the service receiver is liable for the selected service providers' entire fee.

11. The system characterized in Claim 5, wherein if the service receiver receives services from the selected service provider in a quantity greater than the predetermined quantity, no fee is paid to the selected service provider by the clearinghouse for any services over the predetermined quantity and the service receiver is liable for the selected service providers' fee at a reduced rate.

Claim 12 remains unamended.

Replace Claims 13-15 with the following new Claims 13-15:

13. A system for the payment of medical fees comprising:
  - a. doctors;
  - b. patients; and
  - c. a clearinghouse,

wherein, the doctors subscribe with the clearinghouse to provide a predetermined quantity of medical services to the patients, the patients subscribe with the clearinghouse to receive medical services from the doctors, the patients select a doctor who has subscribed to the clearinghouse as a primary doctor for the patients, the clearinghouse collects plan fees from the patients on a set periodical basis and distributes at least a portion of the plan fees to the primary doctor as payment fees on a set periodical basis, and the patients receive medical services from the primary doctor.

14. The system characterized in Claim 13, wherein the clearinghouse collects the plan fees from the patients for a set period of time.

15. The system characterized in Claim 14, wherein the clearinghouse distributes the payment fees to the primary doctor for a set period of time.

Cancel Claim 16 without prejudice.

Replace Claim 17 with the following new Claim 17:

17. The system characterized in Claim 15, wherein the patients pay a co-payment fee to the primary doctor when the patients receive the medical services from the primary doctor.

Add new Claims 18-20 as follows:

18. A system for the payment of fees comprising:
  - a. service providers;
  - b. service receivers; and
  - c. a clearinghouse,

wherein, the service providers subscribe with the clearinghouse to provide a predetermined quantity of services to the service receivers, the service receivers subscribe with the clearinghouse to receive services from the service providers, the service receivers select a specific service provider who has subscribed to the clearinghouse to act as a primary service provider for the service receiver, the clearinghouse collects plan fees from the service receivers on a set periodical basis for a set period of time and distributes at least a portion of the plan fees to the selected service provider on a set periodical basis for a set period of time as payment fees, and the service receivers receive services from the selected service provider.

19. The system characterized in Claim 18, wherein the selected service provider provides a predetermined type of service to the service receivers.

20. The system characterized in Claim 19, wherein the selected service provider provides a predetermined quantity of services to the service receivers.

21. The system characterized in Claim 20, wherein the service receivers pay a co-payment fee to the selected service provider when the service receivers receive the services from the selected service provider.

## **REMARKS**

Applicant has amended the claims for examination in this US National Phase patent application based on the priority Patent Cooperation Treaty (PCT) patent application.

**VERSION WITH MARKINGS TO SHOW CHANGES MADE**

Please amend the Claims as follows:

1. (amended) A system for the payment of fees comprising:
  - a. service providers;
  - b. service receivers; and
  - c. a clearinghouse,

wherein, the service providers subscribe with the clearinghouse to provide services to the service receivers, the service receivers subscribe with the clearinghouse to receive services from the service providers, the service receivers select a specific service provider who has subscribed to the clearinghouse to act as a primary service provider for the service receiver, the clearinghouse collects plan fees from the service receivers on a set periodical basis and distributes at least a portion of the plan fees to the selected service providers on a set periodical basis as payment fees, and the service receivers receive services from the selected service providers.

2. (amended) The system characterized in Claim 1, wherein the clearinghouse collects the plan fees from the service receivers ~~on a set periodical basis~~ for a set period of time.

3. (amended) The system characterized in Claim 2, wherein the clearinghouse distributes the payment fees to the selected service providers ~~on a set periodical basis~~ for a set period of time.

4. (amended) The system characterized in Claim 3, wherein the selected service providers ~~provides~~ a predetermined type of service to the service receivers.

5. (amended) The system characterized in Claim 4, wherein the selected service providers ~~provides~~ a predetermined quantity of services to the service receivers.

6. (amended) The system characterized in Claim 1, wherein the service receivers pay a co-payment fee to the selected service providers when the service receivers receive the services from the selected services providers.

Cancel Claim 7 without prejudice.

8. (amended) The system characterized in Claim 7, wherein if the service receiver is provided services from a service provider who has subscribed to the clearinghouse but who has not been designated as the primary service provider for the service receiver, the service receiver pays to the non-primary service provider a service fee and the non-primary service provider receives a fee from the clearinghouse.

9. (amended) The system characterized in Claim 1, wherein if the service receiver receives services from a service provider that is not subscribed to the clearinghouse, no fee is paid to the service provider by the clearinghouse and the service receiver is liable for the service providers entire fee.

10. (amended) The system characterized in Claim 5, wherein if the service receiver receives services from the selected service provider in a quantity greater than the predetermined quantity, no fee is paid to the selected service provider by the clearinghouse for any services over the predetermined quantity and the service receiver is liable for the selected service providers' entire fee.

11. (amended) The system characterized in Claim 5, wherein if the service receiver receives services from the selected service provider in a quantity greater than the predetermined quantity, no fee is paid to the selected service provider by the clearinghouse for any services over the predetermined quantity and the service receiver is liable for the selected service providers' fee at a reduced rate.

12. (amended) The system characterized in Claim 1 in combination with an insurance coverage product.

13. (amended) A system for the payment of medical fees comprising:

- a. doctors;
- b. patients; and
- c. a clearinghouse,

wherein, the doctors subscribe with the clearinghouse to provide a predetermined quantity of medical services to the patients, the patients subscribe with the clearinghouse to receive medical services from the doctors, the patients select a doctor who has subscribed to the clearinghouse as a primary doctor for the patients, the clearinghouse collects plan fees from the patients on a set periodical basis and distributes at least a portion of the plan fees to the primary doctors as payment fees on a set periodical basis, and the patients receive medical services from the primary doctors.

14. (amended) The system characterized in Claim 13, wherein the clearinghouse collects the plan fees from the patients ~~on a set periodical basis for a set period of time~~.

15. (amended) The system characterized in Claim 14, wherein the clearinghouse distributes the payment fees to the primary doctors ~~on a set periodical basis for a set period of time~~.

Please cancel Claim 16 without prejudice.

17. (amended) The system characterized in Claim 16/15, wherein the patients pay a co-payment fee to the primary doctors when the patients receive the medical services from the primary doctors.

Add new Claims 18-20 as follows:

18. (new) A system for the payment of fees comprising:

- a. service providers;
- b. service receivers; and
- c. a clearinghouse,

wherein, the service providers subscribe with the clearinghouse to provide a predetermined quantity of services to the service receivers, the service receivers subscribe with the clearinghouse to receive services from the service providers, the service receivers select a specific service provider who has subscribed to the clearinghouse to act as a primary service provider for the service receiver, the clearinghouse collects plan fees from the service receivers on a set periodical basis for a set period of time and distributes at least a portion of the plan fees to the selected service provider on a set periodical basis for a set period of time as payment fees, and the service receivers receive services from the selected service provider.

19. (new) The system characterized in Claim 18, wherein the selected service provider provides a predetermined type of service to the service receivers.

20. (new) The system characterized in Claim 19, wherein the selected service provider provides a predetermined quantity of services to the service receivers.

21. (new) The system characterized in Claim 20, wherein the service receivers pay a co-payment fee to the selected service provider when the service receivers receive the services from the selected service provider.

## CONCLUSION

Applicant submits that the Claims are in condition for examination and allowance and requests such actions. If the Examiner has any questions or concerns that can be answered over the telephone, please contact the below-signed patent lawyer.

Respectfully submitted,  
TECHNOPROP COLTON LLC



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**CLAIMS AS AMENDED**

Applicant: Martin, Pamela R.

Customer No.: 022870

Application No.:

Docket No.: 20201.002USA

Filing Date:

Title: **SYSTEM FOR PAYMENT OF SERVICE FEES**

Art Unit:

Examiner:

1. A system for the payment of fees comprising:
  - a. service providers;
  - b. service receivers; and
  - c. a clearinghouse,

wherein, the service providers subscribe with the clearinghouse to provide services to the service receivers, the service receivers subscribe with the clearinghouse to receive services from the service providers, the service receivers select a specific service provider who has subscribed to the clearinghouse to act as a primary service provider for the service receiver, the clearinghouse collects plan fees from the service receivers on a set periodical basis and distributes at least a portion of the plan fees to the selected service provider on a set periodical basis as payment fees, and the service receivers receive services from the selected service provider.

2. The system characterized in Claim 1, wherein the clearinghouse collects the plan fees from the service receivers for a set period of time.
3. The system characterized in Claim 2, wherein the clearinghouse distributes the payment fees to the selected service provider for a set period of time.
4. The system characterized in Claim 3, wherein the selected service provider provides a predetermined type of service to the service receivers.
5. The system characterized in Claim 4, wherein the selected service provider provides a predetermined quantity of services to the service receivers.

6. The system characterized in Claim 1, wherein the service receivers pay a co-payment fee to the selected service provider when the service receivers receive the services from the selected services provider.

8. The system characterized in Claim 1, wherein if the service receiver is provided services from a service provider who has subscribed to the clearinghouse but who has not been designated as the primary service provider for the service receiver, the service receiver pays to the non-primary service provider a service fee and the non-primary service provider receives a fee from the clearinghouse.

9. The system characterized in Claim 1, wherein if the service receiver receives services from a service provider that is not subscribed to the clearinghouse, no fee is paid to the service provider by the clearinghouse and the service receiver is liable for the service providers entire fee.

10. The system characterized in Claim 5, wherein if the service receiver receives services from the selected service provider in a quantity greater than the predetermined quantity, no fee is paid to the selected service provider by the clearinghouse for any services over the predetermined quantity and the service receiver is liable for the selected service providers' entire fee.

11. The system characterized in Claim 5, wherein if the service receiver receives services from the selected service provider in a quantity greater than the predetermined quantity, no fee is paid to the selected service provider by the clearinghouse for any services over the predetermined quantity and the service receiver is liable for the selected service providers' fee at a reduced rate.

12. The system characterized in Claim 1 in combination with an insurance coverage product.

13. A system for the payment of medical fees comprising:
  - a. doctors;
  - b. patients; and
  - c. a clearinghouse,

wherein, the doctors subscribe with the clearinghouse to provide a predetermined quantity of medical services to the patients, the patients subscribe with the clearinghouse to receive medical services from the doctors, the patients select a doctor who has subscribed to the clearinghouse as a primary doctor for the patients, the clearinghouse collects plan fees from the patients on a set periodical basis and distributes at least a portion of the plan fees to the primary doctor as payment fees on a set periodical basis, and the patients receive medical services from the primary doctor.

14. The system characterized in Claim 13, wherein the clearinghouse collects the plan fees from the patients for a set period of time.

15. The system characterized in Claim 14, wherein the clearinghouse distributes the payment fees to the primary doctor for a set period of time.

17. The system characterized in Claim 15, wherein the patients pay a co-payment fee to the primary doctor when the patients receive the medical services from the primary doctor.

18. A system for the payment of fees comprising:

- a. service providers;
- b. service receivers; and
- c. a clearinghouse,

wherein, the service providers subscribe with the clearinghouse to provide a predetermined quantity of services to the service receivers, the service receivers subscribe with the clearinghouse to receive services from the service providers, the service receivers select a specific service provider who has subscribed to the clearinghouse to act as a primary service provider for the service receiver, the clearinghouse collects plan fees from the service receivers on a set periodical basis for a set period of time and distributes at least a portion of the plan fees to the selected service provider on a set periodical basis for a set period of time as payment fees, and the service receivers receive services from the selected service provider.

19. The system characterized in Claim 18, wherein the selected service provider provides a predetermined type of service to the service receivers.

20. The system characterized in Claim 19, wherein the selected service provider provides a predetermined quantity of services to the service receivers.

21. The system characterized in Claim 20, wherein the service receivers pay a co-payment fee to the selected service provider when the service receivers receive the services from the selected service provider.

**SYSTEM FOR PAYMENT OF SERVICE FEES****BACKGROUND OF THE INVENTION****1. Field of the Invention.**

5 This invention relates generally to a system for the payment of service fees using a constant payment amount per period of time, and relates more specifically to a system for the payment of professional service fees in which subscribers pay a set fee each time period to a central clearinghouse and are entitled to a certain quantity of professional services during that time period.

**10 2. Prior Art.**

There are two traditional systems of payment for professional services. The first is fee for service in which the consumer contacts a professional service provider, engages the professional service provider to provide the professional services, and pays the professional service provider a fee for providing the specific professional service. The 15 second is insurance in which the consumer prepays an insurance provider for an insurance policy to cover the particular professional field, contacts the professional service provider to provide the professional service, and the professional service provider obtains payment for providing the specific professional service from the insurance provider.

The rise of insurance to pay for professional services is a relatively new 20 phenomenon that, according to many professional service providers, has or has the potential to decrease the quality of service provided by the professional service providers. Many insurance companies require the professional service providers to accept a lower fee from the insurance company to be part of the insurance companies' list of acceptable service providers. This has the effect of or the potential to have the effect of forcing 25 professional service providers to provide a lower quality service or to provide less service for the same cost or else the professional service providers' salary will suffer. While some professional service providers accept this as a way of doing business and are willing either to spend less time with each client or to provide less service, many do not and prefer to provide the appropriate level of customer service for the appropriate fee.

30 In the health care industry, the rise of insurance has created a system in which health care professional service providers are faced with the choice of providing less

service for the same fee or providing the same level of service for a lower fee. Both of these choices are unacceptable to many health care professional service providers who believe that the health care professional service provider is the proper person to determine the level of care necessary of a patient, and not the insurance company. Insurance has 5 had the effect of polarizing the health care community into at least three groups: professional service providers who do not accept insurance and charge a fee for service; professional service providers who accept insurance and have agreed to limit the services provided to the patient or to accept lower fees for the same service; and professional service providers who work for the insurance companies themselves. In almost every 10 instance, health care professional service providers have had to accept lower income levels.

Before insurance, a client would contact a professional service provider, contract for a service, and pay for that service. Payment was in many forms, such as money or barter. When insurance was developed for professional services, typically the insurance 15 covered the extraordinary services, not the ordinary services. For example, typical maintenance on a car was paid for by the consumer, while repairs for an accident were paid for by the insurer. Likewise, ordinary doctor's visits for yearly check-ups and for diagnosing the flu or other common illnesses were paid for by the patient, while medical emergencies such as broken bones or major illnesses were paid for by the insurer. 20 However, relatively recently, insurance has been used to cover all manners and modes of professional services, both low and high cost, both ordinary and extraordinary, and both traditional and non-traditional.

The rise of the use of insurance has had the effect of causing the consumer to rely 25 on insurance for almost all professional services, contributing to a rise in insurance rates, a rise in the provision of unnecessary services, and a rise in costs for those who use insurance properly and are now paying higher rates to cover those who do not use insurance properly. In effect, the typical health insurance now covers all medical services, from yearly check-ups to brain surgery, and the cost of the insurance is reflected 30 by this. In the past, health insurance typically only covered the major, and generally high cost, medical services such as brain surgery, leaving the patient to pay for the minor, and typically low cost, medical services such as yearly check-ups. Because major medical

services are rarely needed, an insurance product to cover such services typically has a reasonable cost.

One system for funding future liability of uncertain costs is set out in two patents to Roberts, US Patents Nos. 4,642,768 and 4,722,055. The system disclosed and claimed in both Roberts' patents uses an insurance investment program to provide an investor a future return adequate to fund an uncertain future liability whose cost can be projected on the basis of current cost data. Specifically, the Roberts invention projects the cost of the future liability, such as the cost of a college education for a child, and determines the present investment rate needed to fund the future college costs. While the Roberts systems are adequate for insuring a future cost, they do not apply to the situation where both an unknown type and an unknown quantity of services may be needed.

One system for managing health insurance is set out in US Patent No. 5,235,507 to Sackler, et al. The systems disclosed and claimed in Sackler is a computer system for verifying insurance status, identifying the proper insurance carrier, calculating the amount to be paid to the service provider, paying the provider, calculates the amount to be paid by the consumer, and debits the account of the consumer for the proper amount. The Sackler system is a system for distributing insurance payments and is not a stand-alone payment system allowing for the prepayment of professional services at set costs and fees.

Thus it can be seen that there exists a need for a system for the payment of professional services that allows the consumer to pay for the minor low cost services through monthly payments and lowered direct payments so as to lower the overall cost of the services and to prevent the abuse of the insurance system. It is to this general need that the present invention is directed.

## 25 SUMMARY OF THE INVENTION

A system for payment of professional services is provided that includes the payment of a pre-determined amount by the consumer each time period to a central clearinghouse for the plan; the ability to use any professional service provider that is a subscriber to the plan; the payment of a reduced fee to the professional service provider each time the consumer contracts with the professional service provider for services, if

required; and the payment by the clearinghouse to the professional service provider for the service provided to the consumer.

To this basic system, options can be added. It is contemplated that employers can subscribe to the plan to provide professional service benefits to their employees.

5 Individuals can subscribe to the plan without having to pay the typically exorbitant insurance rates required of individuals. The plan can be offered over the Internet or through credit card agencies, by individual doctors, or through independent agents. Additionally, traditional insurance products can be offered in connection with the plan system.

10 Accordingly, it is an object of the present invention to provide a system for the payment of professional services that is not an insurance product yet allows the consumer to have set payments per time period and set payments to professional service providers.

Another object of the present invention is to provide a system for the payment of professional services outside of the current insurance system to cover the ordinary and/or 15 basic professional services at a cost-effective rate and in an efficient manner.

Another object of the present invention is to provide a system for the payment of professional services that allows the professional service providers to determine their own rates and levels of service provided based on historical data, thus allowing the professionals to provide the proper level of service at the proper price without the need 20 for insurance.

Another object of the present invention is to provide a system for the payment of common and basic medical services, such as those provided by the general practitioner doctor, at costs more indicative of what the services should cost without the need for insurance to cover such basic medical services.

25 Another object of the present invention is to provide a system for the payment of common and basic medical services, such as those provided by the general practitioner doctor, in combination with an insurance product to cover major medical services, thus reducing the overall costs to the average consumer.

Another object of the present invention is to provide a system for the payment of 30 professional services that allows the professional service provider to establish appropriate

fees for each service and to provide the appropriate level of service without having an insurance company decide what level of service should be provided to the consumer.

Another object of the present invention is to provide a system for the payment of professional services that allows the professional service provider to receive monthly fee payments of a predetermined amount regardless of whether professional services were rendered or the quantity of services rendered thus creating a more stable and predictable cash flow for the professional service provider.

These objects and other objects, features and advantages of the present invention, will become more apparent of one of ordinary skill in the art when the following detailed description of the preferred embodiments is read in conjunction with the appended drawing figure.

#### **BRIEF DESCRIPTION OF THE DRAWING**

Fig. 1 illustrates the flow chart of the systemology of the system for payment of professional services of the present invention.

#### **DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS**

The system for payment of professional services disclosed herein comprises at a minimum professional service providers who provide professional services, consumers to whom the professional services are provided, and a central clearinghouse to administer the financial aspects of the system. Other aspects can be added and also will be disclosed. The central clearinghouse can itself be administered by a data processing system comprising one or more central computers either connected to or able to be accessed by remote point-of-provision stations.

As shown in Fig. 1, in general, the central clearinghouse 12 contracts with professional service providers 14 to provide professional services to consumers 16 under the system. Clearinghouse 12 and providers 14 agree on terms for the provision of services by providers 14 to consumers 16, including the type of services to be provided, the quantity of services to be provided, the payment to providers 14 from clearinghouse 12, and the payment from consumers 16 to providers 14. Clearinghouse 12 and consumers 16 agree on terms for the receipt of services by consumers 16 from providers

14, including the type of services to be provided under the system, the payment to clearinghouse 12 from consumers 16, and the payment from consumers 16 to providers 14.

Clearinghouse 12 maintains a database of consumers, providers, unit payments to providers 14, unit payments from consumers 16 to clearinghouse 12, and unit payments from consumers 16 to providers 14. Further, clearinghouse 12 maintains a record of consumer transactions and can be used to determine the efficiency and cost-effectiveness of the system for periodic updating.

The following example will use the health care industry as the user of the system of the present invention. Specifically, the providers 14 will be general practitioner doctors providing the basic medical services. It has been found that the present system operates in an efficient and cost effective manner when used in connection with the provision of common or basic services rather than uncommon or unusual services. However, the present system can be used in any situation where services are provided to consumers 16 and the instant invention should not be limited to the health care industry.

The system is based on the payment of monthly (or any predetermined time period) fees by patients 16 to clearinghouse 12 in exchange for the ability to obtain a certain type and quantity of services from doctors 14 per predetermined time period. For example, patient would select a primary care doctor 14 from a list of doctors 14 subscribing to the plan. Patient 16 will pay clearinghouse 12 a monthly services fee to obtain a set of services from this primary care doctor, including for example, four office visits for common illnesses, four blood screenings, and one emergency visit within an agreed upon time period. Clearinghouse 12 would administer the payments and would pay to the primary care doctor 14 an agreed upon monthly fee, which typically is the monthly services fee less any administrative and other costs incurred by clearinghouse 12, including profits, if clearinghouse 12 is run as a for profit organization. Additionally or alternatively, clearinghouse 12 also can collect an administrative fee from patient 16 to cover such items as application costs and the like, and an administrative fee from doctor 14.

Patient 16 then can obtain from primary care doctor 14 the agreed upon services during the agreed upon time period. If patient 16 does not obtain the full quantity of

services from primary care doctor 14, patient 16 does not obtain a refund or credit, and primary care doctor 14 still receives his or her monthly fee from clearinghouse 12.

Alternatively, pro rata refunds can be a part of the system, if desired. If patient 16 does obtain the full quantity of services from primary care doctor 14, if patient 16 needs

5 additional service from primary care doctor 14, patient 16 will be responsible for paying the primary care doctor's 14 stated fee for the particular service. Alternatively, the system can provide for reduced fees for any services rendered by doctors 14 over and above the quantity of services provided for by the system.

In addition, for each visit by patient 16 to doctor 14, patient 16 will be responsible

10 for a payment directly to doctor 14. This payment can be analogized to the deductible payment many patients must pay under typical insurance plans when visiting doctors. Such payments are made only when visiting doctor 14 and are not part of the monthly payment or deducted from the monthly payment. Alternatively, the system can provide for no per visit payment.

15 To initiate the process, clearinghouse 12 and doctors 14 agree on certain terms. These terms include, for example, the type of services to be provided by doctors 14 to patients 16, the quantity of services to be provided by doctors 14 to patients 16, the monthly fee to be paid by clearinghouse 12 to doctors 14, and the fee (if any) to be paid by patients 16 to doctors 14 each time patients 16 obtain services from doctors 14. Once 20 these terms are decided, the system plan is offered to patients 16. Patients 16 select a primary care doctor 14 from the doctors 14 subscribing to the plan and use that particular doctor 14 for providing the services offered under the plan. Once doctor 14 is selected, clearinghouse notes doctor 14 has been selected by patient 16, and doctor 14 begins to receive the set monthly payments from clearinghouse 12. When patient 16 visits doctor 25 14 for the specified services, patient 16 will pay to doctor the agreed visitation fee, if any. Doctor 14 receives no additional payments from patient 16 or clearinghouse 12. Alternatively, the system can provide for a smaller monthly fee to doctor in consideration for an additional per visit fee for clearinghouse 12 to doctor 14.

Patients 16 that contact doctors not subscribing to the plan system are liable to the 30 non-subscribing doctors for those doctors' normal charges. The plan does not pay non-subscribing doctors any fees for providing services to subscribing patients 16. Likewise,

the plan does not refund any fees to patients 16 who obtain services from non-subscribing doctors. Alternatively, the system can provide for some type of payment to non-subscribing doctors, or some type of reimbursement to subscribing patients 16, for services rendered to subscribing patients 16 from non-subscribing doctors.

5 It should be noted that the system plan could be continuously evolving. For example, additional services can be added to the plan by doctors 14, monthly fees paid by patients 16 can be changed, monthly fees paid to doctors 14 can be changed, per visit fees can be changed, and doctors 14 can be added or removed from the plan.

10 Several additional optional aspects are contemplated for the system. In no particular order, some of these aspects are discussed below. First, patients 16 subscribing to the system plan can recommend particular doctors to the plan. Clearinghouse 12 then can contact the recommended doctors to attempt to have the recommended doctors subscribe to the plan.

15 Second, although the system is most efficient for the provision of primary, or basic, services, the system can be used for less basic and more unusual services. For example, in the health care example, the preferred plan is for general basic medical services such as yearly check-ups and routine blood work. An alternative plan can be constructed for less basic medical services such as dermatological work or dental work. Likewise, in the legal field, the preferred plan is for general basic legal services such as 20 wills and mortgages, while an alternative plan can be constructed for less basic legal services such as patents and litigation.

25 Third, the plan can keep a database of common and preferred rates for various services. Although in its preferred embodiment, each provider 14 determines his or her own fee schedule, having a common database of common and preferred rates can allow providers 14 to set fee schedules at an appropriate scale.

Fourth, the plan can be offered directly to individual patients 16, to employers 20 to provide to employees, through subscribing doctors 14, through independent product agents 22, over the Internet 24, and through credit card organizations 26. For individuals, the fees for the plan can be the same as for large organizations. This is because patient 16 30 selects a particular primary care doctor 16 to whom monthly fees are paid by clearinghouse 12 and to whom visitation payments are made by patient 16. No averaging

of risk is involved such as in the typical group insurance policy. For employers 20, the employer 20 will pay clearinghouse 12 the appropriate fee per employee, each employee will select a primary care doctor 14 from the list of subscribing doctors 14, and clearinghouse 12 will pay each selected doctor 14 the appropriate monthly fee.

5 Subscribing doctors 14 can offer the plan to current and potential patients 14 and can act as the initial payment receiver to start the plan. Independent product agents 22 can offer the plan as a product. Clearinghouse 12 will pay an agent's fee for selling the plan product. Patients 14 can subscribe to the plan over the Internet 24 by completing interactive forms on the plan's website and by charging the plan fees to a credit card.

10 Credit card organizations 26 can offer the plan as a value-added service to credit card holders and the plan fees can be charged to patients' credit cards. Credit card organizations 26 will benefit by charging a small fee for providing the service and/or by collecting interest on the credit card balance created when the plan charges are placed on the credit card.

15 Fifth, the plan can be offered in combination with traditional insurance products to create a complete professional services product coverage product. In the health care example, patient 16 will subscribe to the plan, which will provide coverage for the basic medical services. An excess major medical coverage insurance product can be offered in combination with the plan to cover non-basic medical expenses such as injuries suffered

20 by accidents, cancer, major illnesses, birthing and the like. It is contemplated that the cost efficiencies of the plan will make it cost effective to offer the plan in combination with an excess major medical insurance product and still be competitively price relative to current medical insurance plans.

As can be seen, the system for payment of professional services disclosed herein provides benefits to both the service providers and the service receivers. The service providers benefit in that they are guaranteed a monthly payment for each service receiver that selects them as a primary service provider, whether services are provided or not. This creates a more stable and predictable cash flow situation. The service receivers benefit from reduced overall costs and the knowledge that they will receive a certain amount of service at a set cost. By limiting the type and quantity of services provided, service providers will know that they will be required to provide only a certain amount of

services at a particular rate and will not have to reduce fees or level of service. Similarly, by limiting the type and quantity of services provided, service receivers will not be tempted to contact the service provider unnecessarily.

5 The above detailed description of the preferred embodiments and examples of the invention are for illustrative purpose only and are not intended to limit the spirit or scope of the invention as defined by the appended claims.

## CLAIMS

What is claimed is:

1. 1. A system for the payment of fees comprising:
  2. a. service providers;
  3. b. service receivers; and
  4. c. a clearinghouse,
    5. wherein, the service providers subscribe with the clearinghouse to provide services to the service receivers, the service receivers subscribe with the clearinghouse to receive services from the service providers, the clearinghouse collects plan fees from the service receivers and distributes at least a portion of the plan fees to the service providers as payment fees, and the service receivers receive services from the service providers.
    1. 2. The system characterized in Claim 1, wherein the clearinghouse collects the plan fees from the service receivers on a set periodical basis for a set period of time.
    1. 3. The system characterized in Claim 2, wherein the clearinghouse distributes the payment fees to the service providers on a set periodical basis for a set period of time.
    1. 4. The system characterized in Claim 3, wherein the service providers provide a predetermined type of service to the service receivers.
    1. 5. The system characterized in Claim 4, wherein the service providers provide a predetermined quantity of services to the service receivers.
    1. 6. The system characterized in Claim 1, wherein the service receivers pay a co-payment fee to the service providers when the service receivers receive the services from the services providers.
    1. 7. The system characterized in Claim 1, wherein the service receivers select a specific service provider to act as a primary service provider for the service receiver.
    1. 8. The system characterized in Claim 7, wherein if the service receiver is provided services from a service provider not designated as the primary service provider, the service receiver pays to the non-primary service provider a service fee.
    1. 9. The system characterized in Claim 1, wherein if the service receiver receives services from a service provider that is not subscribed to the clearinghouse, no fee is paid to the service provider by the clearinghouse and the service receiver is liable for the service providers entire fee.

1       10. The system characterized in Claim 5, wherein if the service receiver  
2 receives services from the service provider in a quantity greater than the predetermined  
3 quantity, no fee is paid to the service provider by the clearinghouse for any services over  
4 the predetermined quantity and the service receiver is liable for the service providers' entire fee.

1       11. The system characterized in Claim 5, wherein if the service receiver  
2 receives services from the service provider in a quantity greater than the predetermined  
3 quantity, no fee is paid to the service provider by the clearinghouse for any services over  
4 the predetermined quantity and the service receiver is liable for the service providers' fee  
5 at a reduced rate.

1       12. The system characterized in Claim 1 in combination with an insurance  
2 coverage product.

1       13. A system for the payment of medical fees comprising:  
2       a. doctors;  
3       b. patients; and  
4       c. a clearinghouse,

5 wherein, the doctors subscribe with the clearinghouse to provide medical services to the  
6 patients, the patients subscribe with the clearinghouse to receive medical services from  
7 the doctors, the clearinghouse collects plan fees from the patients and distributes at least a  
8 portion of the plan fees to the doctors as payment fees, and the patients receive medical  
9 services from the doctors.

1       14. The system characterized in Claim 13, wherein the clearinghouse collects  
2 the plan fees from the patients on a set periodical basis for a set period of time.

1       15. The system characterized in Claim 14, wherein the clearinghouse  
2 distributes the payment fees to the doctors on a set periodical basis for a set period of  
3 time.

1       16. The system characterized in Claim 15, wherein the doctors provide a  
2 predetermined quantity of medical services to the patients.

1       17. The system characterized in Claim 16, wherein the patients pay a co-  
2 payment fee to the doctors when the patients receive the medical services from the  
3 doctors.

(19) World Intellectual Property Organization  
International Bureau(43) International Publication Date  
29 March 2001 (29.03.2001)

PCT

(10) International Publication Number  
WO 01/22338 A1

(51) International Patent Classification<sup>7</sup>: G06F 17/60 (74) Agent: COLTON, Laurence, P.; Technoprop Colton LLC, P.O. Box 567685, Atlanta, GA 31156-7685 (US).

(21) International Application Number: PCT/US00/26285 (81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CR, CU, CZ, DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.

(22) International Filing Date: 22 September 2000 (22.09.2000) (84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).

(25) Filing Language: English (26) Publication Language: English

(30) Priority Data: 09/405,325 24 September 1999 (24.09.1999) US (71) Applicants and (72) Inventors: MARTIN, Pamela, R. [US/US]; 125 Crystal River Drive, Lawrenceville, GA 30043 (US). THOMPSON, Brian, T. [US/US]; 2398 Cedar Drive, Lawrenceville, GA 30043 (US).

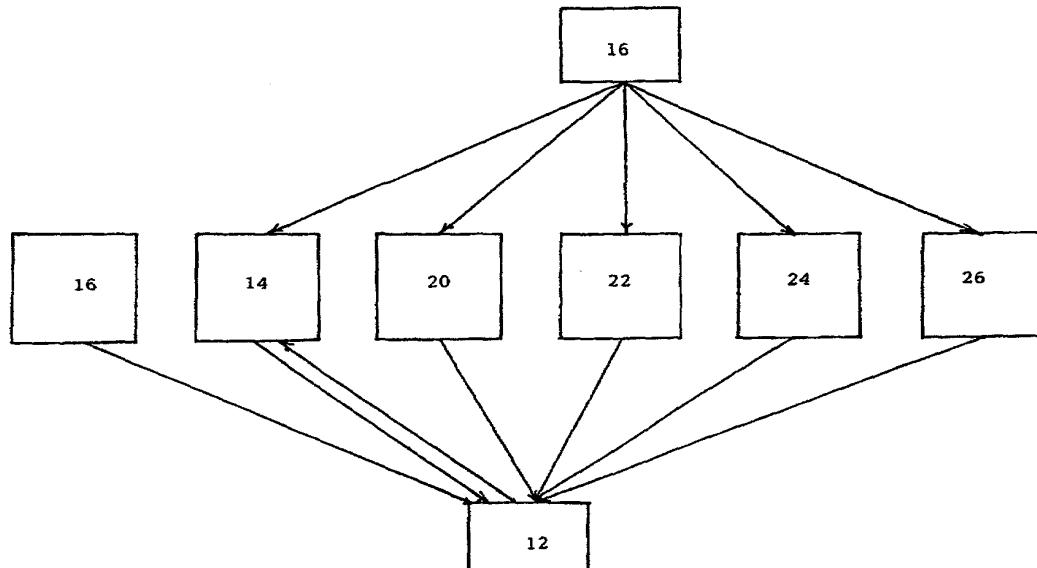
(63) Related by continuation (CON) or continuation-in-part (CIP) to earlier application: US 09/405,325 (CIP) Filed on 24 September 1999 (24.09.1999)

## Published:

— With international search report.

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: SYSTEM FOR PAYMENT OF SERVICE FEES



WO 01/22338 A1

(57) Abstract: A system for the payment of fees having service providers (14), service receivers (16), and a clearinghouse (12), in which the service providers (14) subscribe with the clearinghouse (12) to provide services to the service receivers (16), the service receivers (16) subscribe with the clearinghouse (12) to receive services from the service providers (14), the clearinghouse (12) collects plan fees from the service receivers (16) and distributes at least a portion of the plan fees to the service providers (14) as payment fees, and the service receivers (16) receive services from the service providers (14).

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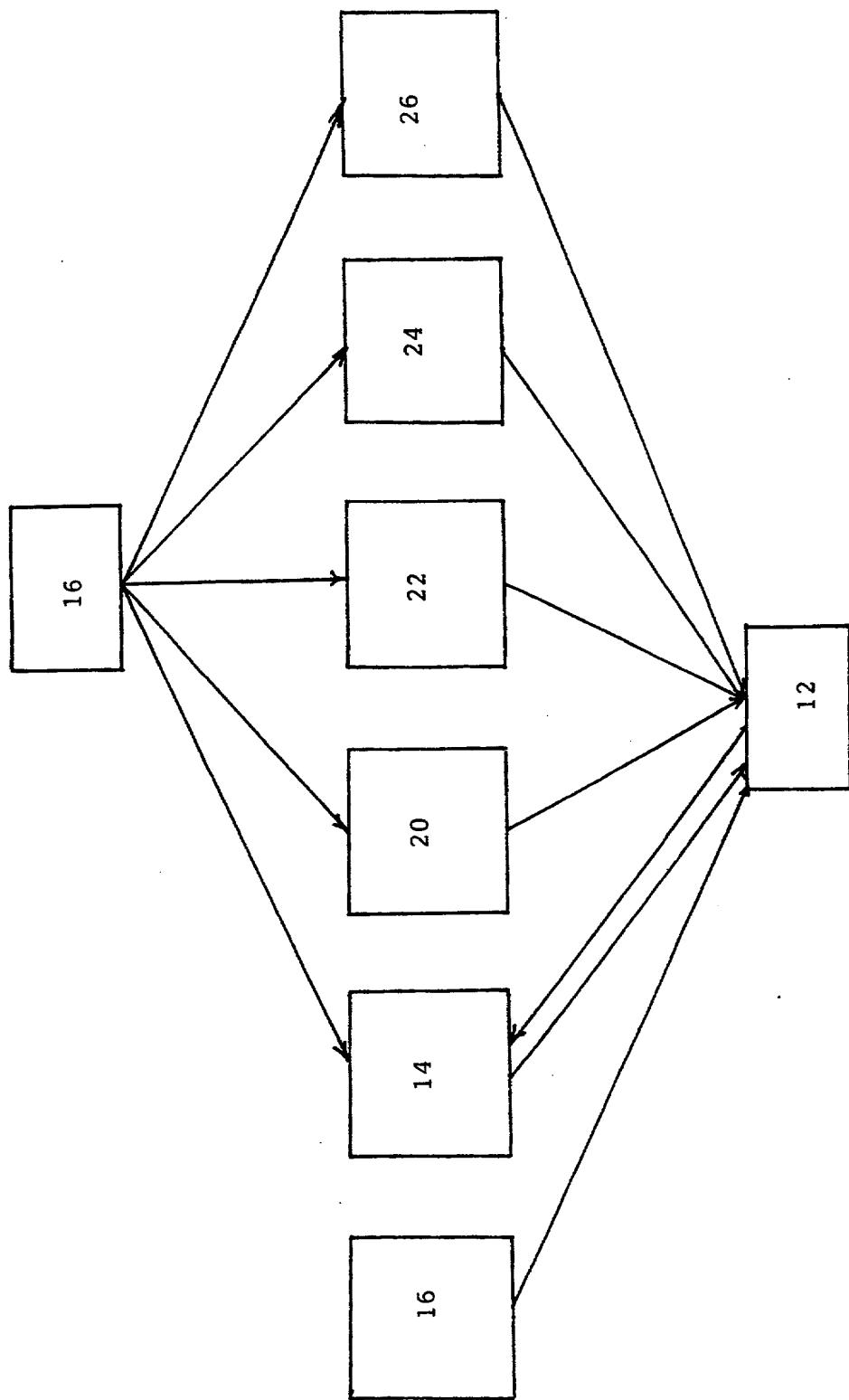


FIG. 1

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PTO:601 (10-90)

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	<b>First Named Inventor</b> MARTIN
<b>COMPLETE IF KNOWN</b>	
<b>Application Number</b>	/
<b>Filing Date</b>	
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As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## SYSTEM FOR PAYMENT OF SERVICE FEES

the specification of which

*Title of the invention*

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was filed on

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Application Number **PCT/US00/26285** and was amended on (MM/DD/YYYY) **01/01/2001** (if applicable).

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